ORAL DECISION

**IN THE MATTER OF a Board Order dated January 16, 2002
in connection with an Investigation of
Co-operators General Insurance Company rates and charges**

February 26, 2002

NEW BRUNSWICK

BOARD OF COMMISSIONERS OF PUBLIC UTILITIES

The Board finds that there is a risk of unfair discrimination in the companies current practices of applying the underwriting surcharge because of the discretionary nature of its application. Nevertheless the Board applauds the companies intent in devising this rating rule. Therefore the Board orders that the company prepare an alternative to the current underwriting surcharge, with clearly defined conditions for its applications and with a set level of surcharge. The Board further orders the company to provide actuarial support for the set level of that surcharge. This is to be completed on or before April 30, 2002.

BY ORDER OF THE BOARD

Lorraine Légère
Board Secretary